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October 12, 2010

Dave Ariotti, District Engineer  
Department of Environmental Quality  
P.O. Box 800  
Price, Utah 84501

*See attached  
mailing list.*

Subject: Agency Notification of Revised Application and Opportunity for Comment for Kinney #2 Permit Application, Carbon Resources, LLC, Kinney #2, C/007/0047, Task ID #3646, Outgoing File

Dear Mr. Ariotti:

On June 25, 2008 the Division determined the Kinney #2 Permit Application to be administratively complete. We have now received a revised application. Due to the length of time that has transpired since that initial determination and because we have received additional information, we are now sending out a second notice and providing another opportunity for comment. The Utah Division of Oil Gas and Mining has determined that the Carbon Resources, LLC permit application for the Kinney #2 Mine is administratively complete. In compliance with the Utah Coal Mining Rules R645-300-121.300, R645-300-121.310, R645-300-121.320, and the Utah Coal Mining Act (UCA Section 40-10-1 et seq.), notice is hereby given to all local, state and federal agencies having a jurisdiction or an interest in the area of the operations that this application is available for review.

Carbon Resources intends to conduct surface coal mining and reclamation operations on approximately 450 acres of privately held coal leases (fee coal). This proposed permit area is located in Carbon County, T.12 S., R.7 E., Sections 32 and 33 and T.13S R.7E Section 4 northeast of the town of Scofield on the east side of State highway # 96.

This permit renewal application is available for public review at:

Public Information Center  
Division of Oil, Gas, and Mining  
1594 West North Temple, Suite 1210  
Salt Lake City, Utah 84114-5801

County Recorder's Office  
Carbon County Courthouse  
120 East Main Street  
Price, Utah 84501

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Please send your comments by December 1, 2010 to:

Coal Regulatory Program  
Division of Oil, Gas & Mining  
Box 145801  
Salt Lake City, Utah 84114-5801

If you have any questions please call me (801) 538-5320 or Daron Haddock at (801) 538-5325.

Sincerely,

A handwritten signature in black ink, appearing to read 'Dana Dean', with a stylized, flowing script.

Dana Dean  
Associate Director, Mining

DD/DRH/sqs  
Enclosure  
cc: Price Field Office  
O:\007047.KN2\WG3646\AgencyNotice.doc

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